

DRAFT
Update to Governor Sandoval
Priorities for SFY 15
June 2015

Status Addressing Identified Objectives for 2015 Requiring Action:

Objectives

1.1 Secure state and federal funding, grants and other resources to ensure adequate service delivery.

- **\$14.7 million over the 2015-17 biennium.** The Nevada Commission on Autism Spectrum Disorders was pleased to see the urgency of addressing autism become a major budget initiative for the 2015-2017 biennium by the Governor and supported by Legislators. New funds to ATAP will allow program to serve 836 children by the end of June of 2017. The program was also approved to add one Developmental Specialist position to oversee contracted case managers, one Health Program Manager position to oversee the expanded ATAP and 13 contracted Case Managers.
- **Additional \$2.2 million** was placed in the Interim Finance Committee Contingency Account for FY 2017 in the event a sufficient number of providers become available to treat additional children. The agency projects that if providers are available an additional 290 children would be able to receive treatment.
- **\$41.4 million** was allocated to the Division of Health Care Financing and Policy to serve children with ASD in Medicaid. Medicaid's coverage of applied behavior analysis for children under Early and Periodic Screening, Diagnostic and Treatment EPSDT begins in January 2016 for children under the age of 21.

1.2 Expand access to health insurance benefits for ASD

- **AB6 was signed May 26.** The bill hopes to resolve some of the barriers to access. Staffing concerns should improve with the recognition of the national credential of the Register Behavior Technician (RBT), effective July 1, 2015. The bill removes current requirements for the Nevada Board of Psychological Examiners to oversee state certified behavior interventionists (CABIs) and now allows for treatment hours delivered by the RBT to be paid by private insurance effective July 1, 2015.
- The bill doubles the current benefit for applied behavior analysis to \$72,000, effective January 1, 2017. This should allow children to access more weekly treatment hours. Treatment hours closer to research recommended dosages.

1.3 Medicaid coverage for ASD services throughout the lifespan.

- Representatives from the Commission and advocates advocated for ABA coverage across the lifespan during public workshops, but were unsuccessful at this time.

1.3.1 Advocate for Medicaid coverage which supports ASD screening, diagnosis, and treatment.

- The Division of Health Care Financing and Policy (DHCFP), Nevada Medicaid completed the State Plan amendment for the coverage for ABA under the authority of Early and Periodic Screening, Diagnostic and Treatment (EPSDT) and indicated coverage will be effective January 1, 2016. The state plan amendment will enable eligible children with ASD through the age of 21 to have access to medical necessary ABA.

- **AB307.** This bill expands services for children with intellectual disabilities and significant behaviors to include preventative services and the creation of a new wrap-around pilot program utilizing various supports including the Medicaid coverage of applied behavior analysis to maintain the child in their home environment.

1.3.2 Identify and ensure that Medicaid reimbursement rates are sufficient to support access to services.

- Commission members and providers attended and participated in two statewide Provider Rates Workshops.
- Commission members and providers expressed concerns with some of the proposed rates. Providers found the rates for BCBA, BCaBA and Licensed Psychologists to be acceptable. Concerns cited included limited provider participation due to low hourly rates proposed for RBT. Providers submitted cost factors to support an increase.
- Initial provider enrollment and training scheduled to occur in June for Medicaid.
- A third Provider Rates Workshop is scheduled for July 1. Commission chair will attend and the Commission has encouraged providers to attend and participate.

2.1 Promote and legislatively advocate for the adoption of policies and funding which deliver comprehensive services for young children to ensure optimal outcomes.

- A bill draft was developed to address a child's eligibility upon a failed screen and support access to comprehensive treatment, but was allowed to die after collaborative discussions with agency staff. The promotion of access to ATAP Comprehensive Plans for children receiving services through Nevada Early Intervention Services (EI) began improving during the legislative session. ATAP moved their Carson staff within the EI office location to encourage positive collaboration. The Las Vegas ATAP staff received space within the Las Vegas EI offices in 2015.
- 4.2% increase in the number of children in the age group 18 months to 5 years started treatment through an ATAP Comprehensive Plan during the period of January 2015 – May 2015 as compared to the same timeframe last year.

2.3 Promote and legislatively advocate for policies and funding which deliver self-directed, person-centered services for adults.

The following bills passed supporting policies which help to drive self-directed, person-centered choices:

- **SB419** creates the Nevada ABLE Savings Program as a qualified ABLE program under the federal Achieving a Better Life Experience Act of 2014; authorizing the creation of a program within the Aging and Disability Services Division of the Department of Health and Human Services to provide independent living services and assistive technology for persons with disabilities who need independent living services; revises the terms of members of the Nevada Commission on Services for Persons with Disabilities. Mark Olson worked closely in collaboration with Sherry Manning of the Governor's Council on Developmental Disabilities and Brian Patchett of the Commission on Services for Persons with Disabilities to introduce and see SB419 become law.
- **AB128:** Mark Olson advocated for model language on supported decision-making to be incorporated into AB128 consistent with guidance from the National Resource Center on supported decision making to create a simplified durable power of attorney for healthcare decisions to be used by adults with intellectual disabilities.

2.3.1 Collaborate with the Governor's Task Force on Integrated Employment to advocate for and ensure that the employment needs and choices of Nevadans with ASD are identified, understood and addressed.

- Mark Olson, chair of the Commission's Subcommittee for Adults and Aging with ASD was appointed to the Task Force. He attended and participated in seven meetings and was appointed for the last five. The national meeting for the Developmental Disabilities Council meets in July, Mark will be attending. The Task Force's report with recommendations is due in June to the Governor. The needs of youth and adults with autism, especially those most severely impacted, will be addressed in the plan. He hopes to remain on the Task Force to see through the plan's implementation.

2.3.2 Promote entrepreneurial enterprise and business creation opportunities for Nevadans with ASD to Governor's Office of Economic Development, local and state agencies, private for-profit and non-profit entities.

- Mark Olsen, chair of the Commission's Subcommittee for Adults and Aging with ASD will be presenting and promoting entrepreneurial and business creation opportunities to at least one identified group before year-end.
- Commissioner Korri Ward, is working with Rural Regional Center to replicate the candy machine business her team has developed in Elko.
- **AB29.** This bill requires facilities to register with Aging and Disability Services Division to provide jobs / training and prohibits the use of aversive interventions except under specific circumstances and requires such facilities to make a report when restraints are used.

2.3.3 Collaborate with ADSD, DHCFP CSPD providers and recipients to establish policies and systems which enable Nevadans with disabilities, including ASD to self-select their own residential setting.

- Mark Olson provided testimony and evidence to assist in the development of the State Transition Plan by Nevada DHCFP as required by the Centers for Medicaid and Medicaid Services pursuant to Final Rule CMS-2296-F / CMS-2249-F

3.1 Establish a sufficient pool of credentialed Registered Behavior Technicians (RBT)

- July 1, 2015 is the effective date for the RBT credential to be recognized in Nevada via AB6.
- The National Behavior Analyst Certification Board (BACB) website indicates there are now 19 in Nevada with the credential. 2 more are pending.
- UNLV indicates 87 behavior interventionists have started the online training since the unveil on June 5, 2015.
- Those state certified behavior interventionist currently holding their state certification are allowed to continue working without the RBT credential until their state certification expires and are recognized as RBTs via AB6. The Board of Psychological Examiners had indicated there were 65.

3.1.1. Collaborate to track and fund RBT trainings statewide.

- ATAP providers collaborated with the UNLV Center for Autism in the development of an online training program. ATAP funded 500 licenses for behavior interventionists serving ATAP children statewide to have access to the training. UNLV will track those accessing the training and ATAP will track referrals and those that receive the national credential.

- The National Behavior Analyst Certification Board (BACB) will post the names of all RBTs on their website with the associated supervising Board Certified Behavior Analyst (BCBA). This will allow families and agencies to confirm the paraprofessional is credentialed.

3.3 Establish training options for primary and secondary ASD service providers.

3.3.1 Develop a training approach that incorporates online learning toolkits, training workshops, statewide conference participation and peer supported networks for individuals in the field.

3.4. Establish a web-based directory/marketplace for ASD providers

- Initial discussion took place, however no funding was included in the 2015-2017 budget to support this venture. The vision has been expressed.

3.4.1 Collaborate with ADSD to support the launch of its web-based directory/marketplace.

- There should be progress to report in December.

4.1 Establish a statewide education and outreach campaign regarding ASD.

- It is hoped that NVLEND trainees or other non-profit group will collaborate with UNR and UNLV to take this on as a project. Previous NVLEND ASD campaigns included the Milestone Booklet with Nevada specific resources.

4.1.1 Coordinate with the Division of Public and Behavioral Health to establish and implement a statewide community education campaign. Develop outreach materials for billboards, posters and flyers specifically for rural Nevada.

- In-kind design is available for the development of materials, once message is defined. Resources/funding will need to be pursued to produce materials and fund billboard buys.